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 BenQ America Corp.

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 11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN FRANCISCO DIVISION

14 BENQ AMERICA CORP., a California  
 15 corporation,

16 Plaintiff,

17 v.

18 FORWARD ELECTRONICS CO., LTD., a  
 foreign corporation, and  
 19 STMICROELECTRONICS ASIA PACIFIC PTE  
 LTD., a foreign corporation,

20 Defendants.

No. 3:05-cv-02409-PJH

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING HEARING  
 DATE ON DEFENDANT'S MOTION  
 TO DISMISS**

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No. 3:05-cv-02409-PJH

**STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATE  
 ON DEFENDANT'S MOTION TO DISMISS**

1 Pursuant to Civil Local Rule 6-2, Plaintiff BenQ America Corp. ("BenQ  
2 America") and Defendant STMicroelectronics Asia Pacific Pte Ltd. ("ST Singapore"), through  
3 their respective counsel, stipulate and agree as follows:<sup>1</sup>

4 WHEREAS ST Singapore filed a motion to dismiss on July 18, 2005 and set a  
5 hearing date for August 24, 2005 at 9:00 a.m.;

6 WHEREAS BenQ America's attorneys will be out of the country on the noticed  
7 hearing date on account of preexisting professional and personal commitments;

8 WHEREAS this is the first continuance requested by the parties related to ST  
9 Singapore's motion to dismiss;

10 THEREFORE, subject to the Court's approval, the parties hereby stipulate and  
11 agree that:

12 1. the hearing date shall be continued until September 7, 2005;  
13 2. BenQ America's response shall be due on August 17, 2005; and  
14 3. ST Singapore's reply brief, if any, shall be due on August 24, 2005.

15 SO STIPULATED.

16 DATED: August 1, 2005

BINGHAM MCCUTCHEN LLP

/s/

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GARY M. HNATH (*Pro Hac Vice*)  
FEI-FEI CHAO, Ph.D. (*Pro Hac Vice*)

ATTORNEYS FOR PLAINTIFF  
BENQ AMERICA CORP.

25 Brian C. Rocca, counsel for Plaintiff, hereby attests that Defendant's counsel has  
consented to the filing of this stipulation.

26

1 DATED: August 1, 2005

SIDLEY AUSTIN BROWN & WOOD LLP

2

/s/

3 EDWARD V. ANDERSON (SBN 83148)  
555 California Street, Suite 2000  
4 San Francisco, California 94104-1715

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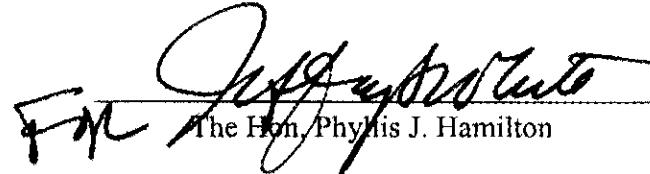
ATTORNEYS FOR DEFENDANT  
STMICROELECTRONICS ASIA PACIFIC PTE LTD.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

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12 Dated: 8/9/05

  
For Jeffry S. Stute  
The Hon. Phyllis J. Hamilton

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STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATE  
ON DEFENDANT'S MOTION TO DISMISS